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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/518,015	03/03/2000	Elliot A. Gottfurcht	004346.P001X	5511

7590 09/10/2002

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Los Angeles, CA 90025

EXAMINER
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JOSEPH, THOMAS J

ART UNIT	PAPER NUMBER
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2174

DATE MAILED: 09/10/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/518,015

Applicant(s)

GOTTFURCHT ET AL.

Examiner

Thomas J Joseph

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 03 March 2000.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-22 is/are pending in the application.
- 4a) Of the above claim(s) 11-22 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-10 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 03 March 2000 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. §§ 119 and 120**

- 13) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☒ Certified copies of the priority documents have been received in Application No. 09/518,015.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☒ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)                      4) ☒ Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)                      5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449) Paper No(s) 2-4.                      6) ☐ Other: \_\_\_\_\_

## **DETAILED ACTION**

### ***Drawings***

1. Color photographs and color drawings are acceptable only for examination purposes unless a petition filed under 37 CFR 1.84(a)(2) is granted permitting their use as acceptable drawings. In the event that applicant wishes to use the drawings currently on file as acceptable drawings, a petition must be filed for acceptance of the color photographs or color drawings as acceptable drawings. Any such petition must be accompanied by the appropriate fee set forth in 37 CFR 1.17(h), three sets of color drawings or color photographs, as appropriate, and an amendment to the first paragraph of the brief description of the drawings section of the specification which states:

The patent or application file contains at least one drawing executed in color. Copies of this patent or patent application publication with color drawing(s) will be provided by the U.S. Patent and Trademark Office upon request and payment of the necessary fee.

Color photographs will be accepted if the conditions for accepting color drawings have been satisfied.

### ***Election/Restrictions***

2. Restriction to one of the following inventions is required under 35 U.S.C. 121:
  - I. Claims 1 - 10, drawn to an HTML system, classified in class 345, subclass 760.
  - II. Claim 11 - 22, drawn to Windowing and Scrolling, classified in class 345, subclass 788.
3. The inventions are distinct, each from the other because of the following reasons:

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Inventions I and II are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention I has separate utility such as HTML Processing while invention II provides a Windowing and Scrolling method. HTML and web page processing can be used with group I while a scrolling method can be used with group II. See MPEP § 806.05(d).

4. During a telephone conversation with Mr. Thomas Coester on 23 August 2002, a provisional election was made with traverse to prosecute the invention of group I, claims 1 – 10. The applicant must make Affirmation of this election by replying to this Office Action. Claims 11 – 22 are withdrawn from further consideration by the examiner, 37 CFR 1.142(b), as being drawn to a non-elected invention.

5. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

***Claim Rejections - 35 USC § 103***

6. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

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7. Claims 1 – 10 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dolan et al (US 5,801,702) and Arora et al (US 5,911,145).

**Claims 1 and 6:**

Dolan teaches a software program (abstract). All software programs require a computer readable storage medium containing executable computer program instructions. Such computer instructions operate on a digital processor. Dolan teaches providing links for accessing a sister site that permits simplified navigation (fig. 8c; col. 18, lines 18 – 35). Dolan teaches serving pages from the sister site responsive to actuation of the link on the web page (fig. 8c; col. 18, lines 18 – 35). Dolan fail to teach a specific web page for providing links to sister sites or any other site.

Arora teaches a web site containing links to various sister sites along with potential outside sites (fig. 4, #470, #472). It would have been obvious to one with ordinary skill in the art at the time of the invention to combine web site containing links taught by Arora with the sister sites responsive to the actuation of links disclosed by Dolan. Doing so allows the user including the user not familiar with computer terminology to navigate to different links within the web site in a timesaving fashion.

**Claims 2 and 7:**

Dolan fails to teach a method for entering alphanumeric indications associated with the navigation option. Arora teaches a method where a user can enter alphanumeric indications associated with the navigation option (fig. 3, #350, #326). The naming of a node using the properties window is a method wherein the processor accepts an alphanumeric indication of a navigation option. Arora teaches a matrix that

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corresponds with a navigation option (fig. 40; col. 14, lines 5 – 23). It would have been obvious to one with ordinary skill in the art at the time of the invention to combine entering alphanumeric indicators taught by Arora with the sister sites responsive to the actuation of links Dolan. Doing so allows the user including the user not familiar with computer terminology to personally customize names for potential links.

8. Claims 3 – 5 and 8 – 10 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dolan and Arora as applied to claims 1 and 6 above, and further in view of Call (US 6,418,441).

**Claims 3 and 8:**

Dolan and Arora fail to disclose transcoding, formatting, or cascading XML, DTD, HTML, etc. Call teaches transcoding HTML pages into XML and applying a DTD to the XML (col. 24; lines 10 – 30). It would have been obvious to one with ordinary skill in the art at the time of the invention to combine processing of markup language taught by Call with the sister sites responsive to the actuation of links Dolan and Arora. Doing so allows the user flexibility to altar data according to personal needs.

**Claims 4 and 9:**

Call teaches formatting the XML into XSL (col. 24; lines 10 – 30). Call teaches transforming the formatted page into one of extensible HTML and HTML (col. 24; lines 10 – 30).

**Claims 5 and 10:**

Call teaches applying a cascading style sheet (CSS) to the XML page (col. 24; lines 10 – 30).

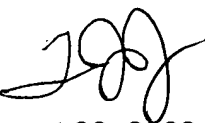
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**Conclusion**

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thomas J Joseph whose telephone number is 703-305-3917. The examiner can normally be reached on 7:30 am - 4:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kristine Kincaid can be reached on 703-308-0640. The fax phone numbers for the organization where this application or proceeding is assigned are 703-746-7239 for regular communications and 703-746-7238 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-3900.

tjj   
August 30, 2002

  
KRISTINE KINCAID  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100